GOVERNMENT OF INDIA
PERSONNEL,PUBLIC GRIEVANCES AND PENSIONS
LOK SABHA

UNSTARRED QUESTION NO:2760
ANSWERED ON:20.03.2002
REVIEWING OF ADMINISTRATIVE LAWS
M.V.V.S MURTHI;RAVINDRA KUMAR PANDEY

Will the Minister of PERSONNEL,PUBLIC GRIEVANCES AND PENSIONS be pleased to state:

(a) whether P.C. Jain Commission on Review of Administrative Laws had recommended repeal of about 1382 Central Acts;

(b) the details of the main recommendations made by the Commission which were accepted and implemented;

(c) whether the Government propose to amend the Contempt of Court Act 1971;

(d) if so, the details thereof; and

(e) if not, the reasons therefor?

Answer

THE MINISTER OF STATE OF THE MINISTRY OF SMALL SCALE INDUSTRIES, MINISTER OF STATE IN THE MINIS PERSONNEL, PUBLIC GRIEVANCES AND PENSIONS, MINISTER OF STATE IN THE MINISTRY OF PLANNING AND M OF STATE IN THE DEPARTMENTS OF ATOMIC ENERGY AND SPACE. (SMT.VASUNDHARA RAJE)

(a)&(b): A Statement is placed on the Table of the House.

(c),(d)&(e): No, Sir. The provisions of Contempt of Courts Act, 1971 were reviewed recently in pursuance of the suggestion of the PC Jain Commission set up to review the Administrative Laws and it was decided not to amend the Contempt of Courts Act, 1971 for the present.

STATEMENT REFERRED TO IN REPLY TO THE LOK SABHA UNSTARRED QUESTION NO. 2760 [PARTS (a) AND (b)] FOR ANSWER ON 20.3.2002

The Commission on Review of Administrative Laws, which was set up by the Government in May, 1998 and which submitted its report in September, 1998 has recommended repeal of 1382 Central Laws of different categories on the ground that these Acts etc. have become either irrelevant or dysfunctional, as follows:

Sl. No.	Types of Legislation	Number
(1)	Amendment Acts	315
(2)	Appropriation Acts (approximately)	700
(3)	Central Acts relating to State subjects	114
(4)	Central Acts (including 11 Pre-Nationalisation Acts and 20 Validation Acts)	166
(5)	British Statutes still in force	11
(6)	War-time Permanent Ordinances	17
(7)	Reorganisation Acts	35
(8)	Laws applicable to High Courts	12

(9) Personal Laws 12

Total 1382

315 Amendment Acts specified at (1) above have been repealed by enactment of the Repealing and Amending Act, 2001 (Act 30 of 2001). The issue pertaining to 700 Appropriation Acts specified at (2) above was referred to the Attoney General of India for advice which has been received and the matter has now been referred to the Public Accounts Committee Secretariat for their views. In so far as, 114 Central Acts relating to State List specified at (3) above are concerned, 5 Central Acts relating to State List (List II) have inter alia been repealed by enactment of the Judicial Administration Laws (Repeal) Act, 2001. The State Government have been apprised of the position in the matter and further action in respect of the balance Acts is required to be initiated by the respective State Governments. Of the remaining 253 Acts specified at (4) to (9) above, 65 Acts, including four Ordinance, have been repealed as on date. 41 Acts are at various stages of repeal. 20 Acts are under examination to take a decision regarding their repeal or otherwise. Six Acts pertain to the State List on which action is to be taken by the State Governments. Four Acts have been repeated in the list of 166 Central Acts recommended for repeal by the Commission. In respect of the balance 117 Acts, the concerned Ministries/Departments have taken a decision not to repeal them.

A Standing Committee has been constituted on 16 November, 1998 to monitor the implementation of the follow-up action on the report of the Commission on Review of Administrative Laws. It has so far held 23 meetings.